

C. DUKES SCOTT
EXECUTIVE DIRECTOR

1401 Main Street, Suite 900
Columbia, SC 29201



DAN E. ARNETT
CHIEF OF STAFF

Phone: (803) 737-0800
Fax: (803) 737-0801

nsedwar@regstaff.sc.gov

Nanette S. Edwards
Chief Counsel and Director of Legal Services

April 12, 2012

VIA ELECTRONIC FILING

Jocelyn G. Boyd, Esquire
Chief Clerk & Administrator
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210

Re: Complaint and Petition for Relief of BellSouth Telecommunications, Inc. d/b/a AT&T Southeast d/b/a AT&T South Carolina v. Affordable Phone Services, Inc. d/b/a High Tech Communications, Dialtone & More, Inc., Tennessee Telephone Service, LLC d/b/a Freedom Communications USA, LLC, OneTone Telecom, Inc., dPi Teleconnect, LLC and Image Access, Inc., d/b/a New Phone
Docket No. 2010-14-C, Docket No. 2010-15-C, Docket No. 2010-16-C
Docket No. 2010-17-C, Docket No. 2010-18-C, Docket No. 2010-19-C

Dear Ms. Boyd:

On April 5, 2012 AT&T South Carolina filed a Notice of Subsequent Development and Motion for Rescission or Amendment of Decision in the above-referenced dockets. The South Carolina Office of Regulatory Staff ("ORS") has reviewed the filing and supports AT&T's Motion.

Subsequent to the Commission's vote of November 9, 2011, several filings have been made updating the Commission with the rulings of other state commissions and at least one federal district court decision.¹ Additionally, on April 10, 2012, AT&T and Image Access filed a Joint and Unopposed Motion to Dismiss as a result of the settlement of their dispute. Given these events, which occurred after the Commission's vote, AT&T's Motion for Rescission or Amendment should be considered.

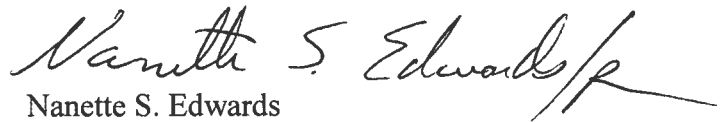
While not directly related to this matter, the Commission also recently ruled on a Motion for Default Judgment filed by ORS regarding DialTone & More, Incorporated, a defendant in Docket No. 2010-15-C. Pursuant to Order No. 2012-236, DTM is required to pay \$34,355.85 that it owes to the State Universal Service Fund.

¹ DPI Teleconnect, LLC v. Edward S. Finley, Jr., *et al.*, ___ F. Supp. 2d. ___, 2012 WL 580550 (E.D. N.C. 2012)

ORS requests that the Commission grant AT&T's Motion for Rescission or Amendment or issue an order based on its vote of November 9, 2011.

By copy of this letter ORS is serving the same on all parties of record. Should you have any questions, please do not hesitate to contact me.

Respectfully yours,


Nanette S. Edwards

cc: John J. Pringle, Jr., Esquire (via e-mail)
Christopher Malish, Esquire (via e-mail)
Henry M. Walker, Esquire (via e-mail)
Barbara Miller, Esquire (via e-mail)
John J. Heitman, Esquire (via e-mail)
Paul Francis Guarisco, Esquire (via e-mail)
Patrick W. Turner, Esquire (via e-mail)